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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Willibald Kraus
TITLE : CLOSURE COVER
APPLICATION NO. : 10/518,805
FILED : October 24, 2005
CONFIRMATION NO. : 3004
EXAMINER : Ned Andrew Walker
ART UNIT : 3781
LAST OFFICE ACTION : March 17, 2008
ATTORNEY DOCKET NO. : TRWZ 2 00280

Cleveland, OH 44114
April 16, 2008

RESPONSE TO RESTRICTION REQUIREMENT

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In the Office Action dated March 17, 2008, it was stated that the above-identified application contains claims directed to more than one Species of the generic invention. More particularly, it was stated that there are three Species, namely, Species 1: Figures 1-4, Species 2: Figures 5-6; and Species 3: Figure 7. It was also stated that claims 6 and 7 correspond to Species 1, claims 1 and 5 correspond to Species 2, and claim 8 corresponds to Species 3. However, it was admitted that claims 1 and 5 are currently generic.

In paragraph 3 on page 3 of the Office Action, it was contended that the different Species outlined in the claims do not relate to a single general inventive concept because the only common technical feature in all of the claims is the closure cover comprising a lid

element and an insert element. Both of these elements are said to be disclosed in U.S. Patent No. 4,784,285. Applicant respectfully submits, however, that there are additional common elements being claimed. More particularly, there is claimed a center region of the insert element which, in a mounted state of the lid, acts upon a counter region of the lid element. Moreover, the claims recite that the two elements can be locked together in a mounted state. These additional elements of the pending claims are not disclosed in U.S. Patent No. 4,784,285. It is noted that the closing function of the lid is described in paragraph 23 of the instant specification.

Nevertheless, as applicant is required, in reply to the Office Action to elect a single Species to which the claims shall be restricted if no generic claim is finally found to be allowable, applicant hereby elects the Species of Figures 5 and 6. Claims 1 and 5 and the claims depending from claim 5 all read on Species 2.

Prompt and favorable examination of the pending claims is respectfully requested.

Respectfully submitted,

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16 Apr 2008
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CERTIFICATE OF MAILING OR TRANSMISSION

Under 37 C.F.R. § 1.8, I certify that this Response to Restriction Requirement is being

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Express Mail Label No.:	Signature <i>Kathleen A. Nimrichter</i>
Date April 16, 2008	Printed Name Kathleen A. Nimrichter

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